

**United States Department of Labor
Employees' Compensation Appeals Board**

M.H., Appellant

and

**U.S. POSTAL SERVICE, CAYEY POST
OFFICE, Cayey, PR, Employer**

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**Docket No. 21-1337
Issued: March 18, 2022**

Appearances:
Thomas S. Harkins, Esq.
Office of the Solicitor, for the Director

Case Submitted on the Record

ORDER DISMISSING APPEAL

Before:
JANICE B. ASKIN, Judge
PATRICIA H. FITZGERALD, Alternate Judge
VALERIE D. EVANS-HARRELL, Alternate Judge

On September 6, 2021 counsel filed an appeal from a decision of the Office of Workers' Compensation Programs (OWCP). The Office of the Clerk of the Appellate Boards assigned Docket No. 21-1337 to this appeal.¹

The Board has duly considered the matter and recognizes that the current appeal was not filed by appellant or his authorized representative. Section 501.3(a) of the Board's *Rules of Procedure* provides that a "person adversely affected by a final decision of the Director [of OWCP] or his or her authorized Representative, may file an appeal of such decision by the Board."² The Board concludes that neither a "person adversely affected" by a final OWCP decision, nor an "authorized Representative," has filed an appeal to the Board. As such, there is no valid appeal before the Board and Docket No. 21-1337 must be dismissed.³ Accordingly,

¹ By letter dated October 8, 2021 counsel advised the Board that he did not represent appellant and had inadvertently filed the current appeal.

² 20 C.F.R. § 501.3(a).

³ The Board's decisions and orders are "final upon the expiration of 30 days from the date of their issuance." 20 C.F.R. § 501.6(d).

IT IS HEREBY ORDERED THAT the appeal docketed as No. 21-1337 is dismissed.

Issued: March 18, 2022
Washington, DC

Janice B. Askin, Judge
Employees' Compensation Appeals Board

Patricia H. Fitzgerald, Alternate Judge
Employees' Compensation Appeals Board

Valerie D. Evans-Harrell, Alternate Judge
Employees' Compensation Appeals Board